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and SMITHONLY Corporation

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

PORTLAND DIVISION

CARSON SMITH, an individual, and
SMITHONLY CORPORATION,

Civil No.: 10-CV-72-BR

Plaintiffs,

v.

JOINT STATUS REPORT

DENNIS HEALY, HOLLY HEALY, as
individuals, SKY CORPORATION, LTD., an
unincorporated business entity, RKD
PREMIUM PRODUCTS, AN OREGON
CORPORATION, KENNETH TANG, an
individual, and K'S PREMIUM PRODUCTS
COMPANY, an unincorporated business
entity,

Defendants.

JOINT STATUS REPORT

Pursuant to this Court's Order, Doc. No. 37, the parties provide their Joint Status Report.

The parties were unsuccessful in settling this case at the mediation held before the Honorable

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Thomas Coffin on November 18, 2010. The defendant intends to voluntarily dismiss without prejudice its counterclaim seeking a declaration of co-ownership of the invention. Defendants intend to proceed with their counterclaim for attorney fees by filing a motion for attorneys' fees within twenty days of filing this report. Plaintiff's are considering filing a motion to amend their complaint in line with the court's rulings against their current claims by adding a new claim alleging Defendant's conversion of personal property of Plaintiffs. If Plaintiff decides to file such motion, then Plaintiff will file no later than December 13, 2010.

DATED this 29th day in November, 2010.

Jointly and respectfully submitted by:

/s/Cary Novotny
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